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No. 91-116

IN THE

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1991

PAUL CARROLL, DAVID CARROLL,
BEVERLY CARROLL and
JACQUELINE CARROLL,

Petitioner

vs.

UNITED STATES OF AMERICA,

Respondent

SUPPLEMENTARY BRIEF TO

WRIT OF CERTIORARI

TO THE UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

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SUPPLEMENTARY BRIEF TO WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

Per SCR Rule 15.7 and in consideration of the waiver of government's answer to the Writ of Certiorari, there remains something yet to be said, something in need of definition; more even than the affairs of this court.

The affairs of the world today since we filed our Writ are too overwhelming not to contemplate before this case is considered.

Common law, common sense. The President of the United States has put his personal stamp on affairs of a foreign state. What does that mean to this case at bar?

The people who today are arrested and await "people's" trials for treason in the coup in the Soviet Union were only weeks ago the most powerful men in that government. It had become a government of the nomenclatra--bureaucracy -- special interested -- SELF interested with a history of suppression of facts, manipulation of the law and human rights abuses. It matters not the form of government; any government can be compromised by corruption and in the end fail. In fact that is usually the pattern.

The people stood up unarmed to a corrupt government and said simply we won't do this any more and they discovered that the greatest human right is the right to say no.

Our Chief Executive has said that this new revolution is a win for "democracy". Perhaps, but also a win for CONSTITUTIONAL GOVERNANCE and a win for citizen empowerment. The treason was doing unconstitutional acts (or omissions) and you can just bet that those abuses will be adjudicated by the law of the place where those acts or omissions occurred.

There is a fine line of truth which runs through the affairs of all people, anywhere. It is unconscionable to focus on the travails of other societies to the exclusion of examination of our own.

Ours is a socialist government, by economic definition, in corporate terms controlling and utilizing more

than 51% of the gross national product. Today in stark contrast our nation is more socialized and centrally planned, and less citizen driven than the society now breaking apart under the weight of its own impropriety upon which its people cannot depend which our government only scant weeks ago held up as the baseline of tyranny to which to compare our relative freedom.

We have witnessed a government--not a society -- a government implode on itself because its People's Deputies, its judges, its military -- even its most suppressive policing arm could no longer maintain the illusion of control.

All the parts of a culture are truly connected to all its other parts. The term "body politic" gets too little attention for the power of the whole derives from the strength of its parts.

The people of the Socialist Republics are resilient and whole as individuals

in spite of the miseries foisted upon them by government gone awry.

Our people, a polyglot of ethnicity closer to the bolshevik ideal of 1917, more homogeneous than that of the socialist republics, are ourselves a constitutional republic, a union of separate states.

This case, Carroll vs. United States, is a case about failure of government and that is the metaphor to world events in our time. This is one small case about farmers, but the issue is the forfeiture of credibility of the executive power of government by the suspension of the Constitution of the nation in lieu of alleged "public policy".

If this juris body is a truly constitutionally constructionist court, it must find as much contempt for corruption in our executive as the people's deputies and people judges do in another republic of recent notoriety.

This constitutional "democracy"

is a sham if it places people in economic bondage and exacts from them any suffering in the process of governance to the profit or ease of a bureaucratic elite that demands our economic wealth before it can be spent, the pledge of our children's blood and compromise of hope of a better quality of life before lives are full to maintain the illusion of power which only a handful of people control.

In 1891 a man working sixty hours a week fed, clothed and housed his family. A heavy burden you say. In 1991 both parents work 80 plus man hours a week to do the same thing and we're losing ground. Our children are raised by strangers or on the street. 40% of the income derived of that labor goes to the government even before it can be spent and 53% of the gross product of the nation goes to feed the needs of the government which includes buying the unstable friendship of nations, which

the President says is their right, while our own people suffer the subtle conversion of rights to privileges and entitlements doled out or withheld at the behest of government regulators.

Education is on the decline, productivity in real terms is on the decline, our equity is being siphoned wholesale into the coffers of foreign nations whose interests may not in the long run be our own and equity over which, once gone, we cannot in this generation regain.

And the sufficiency of agri-industry is not measured by its ability to produce commodities but by its political and economic manipulation.

But the events we see in these remarkable days are engendered from a people's black despair at the worst that corruption of central planning can become, a desire to break out of economic bondage and be their own masters as Mr. Jefferson

and his colleagues predicted ought to be the outcome with a DECLARATION of Independence which was not written for a few colonies, but all of mankind. While we preach at home the message of democratic reform, the message we convey to the world is graft and self-interest and it is that message which will in time come home to us from far places.

Common law, common sense. Look to John Locke, as Jefferson did, look to St. Thomas Aquinas, Higal, the reason of Kant, the mathematical precision of Leibnitz, the power of Goethe. Re-read that Declaration of Independence with new eyes to our own times. Einstein said, "I know not with what the next war will be fought, but I know that the last will be fought with sticks and stones."

These are the times when mankind tries haltingly as an act of faith and spirit with no central plan but the consensus of a billion voices to defy

and redirect the elitist agenda. This court must choose a side. Mr. Jefferson and colleagues chose the people when things had already gone awry as they told about in their Declaration and the personal costs were great for that decision because the crown had no desire to change a comfortable arrangement.

This court in name representing the conservative agenda purports to be a court of the Constitution and so a court of the people. But the powers that assembled this court have a world vision from which was created the policies espoused by the executive which have manifest in acts and omissions against the public good and allowed the erosion of standards which pervade agencies and provide a breeding ground for the lucrative self-interest of the petty NOMENCLATRA OF THE Federal Government of the Corporate United States.

We are acquainted with another farmer

who has a case of such abuses pending in Federal District Court in Arizona on remand from the 9th Circuit. His name is Jim Parker. He asked to be allowed to use our case as an example of abuse by the executive branch of government both by the Agriculture Department and by the Justice Department. The same Deputy U. S. Attorney who fashioned the government's defense against Carroll vs. United States is similarly handling the Parker case. Mr. Parker allowed us to review copies of his case's proceedings which we include in Lodgings here for your court's perusal. All we can say is that they're doing it again, the same phrases -- the SAME EXACT WORDING, and the same statements regarding the law "that there appears to be none".

Farmers all over America have suffered from acts and omissions of agents of government, silently suffering and then losing productive holdings and a vulnerable

life structure built up over generations that could take generations to reproduce and ground to a halt by the spector of back-breaking litigation costs and mind-boggling legalese and no time, resources or basic knowledge to learn the way when there was still yet a crop to get out of the field to service an illusory debt. American agriculture, like a star, is threatening supernova, speeding geometrically ever faster to its own economic and environmental destruction, intense, bright but unsustainable and burning toward a black hole from which even light cannot escape. We have as an example the agriculture of the Socialist Republics to instruct us on the pains of central blueprinting.

In reading Mr. Parker's analysis, is this loss of our American family farming legacy by design any less devastating or less demeaning than the losses of life and retirement funds by a generation

of people invested by Savings and Loans who spent their lives along with their brother farmers expecting to be preserved and protected by their government, who thought two generations ago, about the time of the inception of the Union of Socialist Republics, that in the beginning of our century was meant to be the beginning of a new age of enlightenment and prosperity for mankind. Yet that mankind has committed more homicide in this one century than ALL THE ACCUMULATION of death from the rest of recorded history just to maintain the illusion of control of the few over the many, in the name of revolutionary progress.

Yet in the waning decade of this century, the great central governments fail not of lack of energy or hope or promise from the people who sustained them through the decades but by greed, corruption, self interest, sucking the life out of the body of the governed

to feed the ravenous appetites of the governors.

America's family agri-industry is in economic bondage, locked in a bureaucratically driven evolution that they have no effective way to personally control. Usury, which the Bible exhorts can destroy nations, is the key to that bondage.

Remember that Dred Scott after all was only a poor slave.

We ask you by this small act, only a stone in the road in this small case to effect citizen empowerment, enforce for once what the law, designed to help and protect the people from government infringement under our Constitution is meant to do. And let these people go.

The phrase ought to be familiar -- let these people go. In a long ago time, an elite government held economically dependent a whole nation to build pyramids and vain icons to themselves and their

vision of their own importance to the affairs of the world. Yet the bonded nation didn't share in the wealth of that greatness as the burden only became ever more arduous. A man born of that bonded nation but educated by a freak of chance to the ways of the elite, after some thought, soul searching and personal revelation, went to them and said, "Let these people go, that they have a right to find a better life to educate themselves out of ignorance, to owe no master on the earth. Lift government off the backs of the people -- let these people go. Let them find constructive ways to live and prosper -- let these people go. Let each find the remedy for every injury according to the law that protects them -- let these people go.

Rule 15.7 provides for the filing of supplemental briefs calling attention to new cases . . . or other intervening matter not available at the time of the

parties' last filing.

The world has changed a great deal in so little time.

History -- even as a footnote--will remember what side you chose here today.

Thank you.

Respectfully submitted this 13th day of September, 1991.

Paul Carroll

Paul Carroll

David Carroll

David Carroll

Jacqueline Carroll

Jacqueline Carroll

Beverly Carroll

Beverly Carroll